

30698. Adulteration of butter. U. S. v. Louis J. Ehlert (Fonda Creamery). Plea of guilty. Fine, \$25 and costs. (F. & D. No. 42599. Sample No. 21711-D.)

This product contained less than 80 percent of milk fat.

On June 13, 1939, the United States attorney for the Northern District of Iowa, acting upon a report by the Secretary of Agriculture, filed in the district court an information against Louis J. Ehlert, trading as Fonda Creamery at Fonda, Iowa, alleging shipment by said defendant in violation of the Food and Drugs Act, on or about March 24, 1938, from the State of Iowa into the State of Illinois, of a quantity of butter that was adulterated.

The article was alleged to be adulterated in that a product which contained less than 80 percent by weight of milk fat had been substituted for butter, a product which should contain not less than 80 percent by weight of milk fat.

On June 13, 1939, the defendant having entered a plea of guilty, the court imposed a fine of \$25 and costs.

HARRY L. BROWN, *Acting Secretary of Agriculture.*

30699. Adulteration of butter. U. S. v. Fort Worth Poultry & Egg Co., Inc., Plea of guilty. Fine, \$75. (F. & D. No. 42679. Sample No. 49969-D.)

This product contained less than 80 percent of milk fat.

On February 20, 1939, the United States attorney for the Northern District of Texas, acting upon a report by the Secretary of Agriculture, filed in the district court an information against Fort Worth Poultry & Egg Co., Inc., Fort Worth, Tex., alleging shipment by said defendant in violation of the Food and Drugs Act on or about July 30, 1938, from the State of Texas into the State of Louisiana, of a quantity of butter that was adulterated.

The article was alleged to be adulterated in that a product which contained less than 80 percent by weight of milk fat had been substituted for butter, a product which should contain not less than 80 percent by weight of milk fat.

On March 20, 1939, a plea of guilty having been entered on behalf of the defendant, the court imposed a fine of \$75.

HARRY L. BROWN, *Acting Secretary of Agriculture.*

30700. Adulteration of soy kernels. U. S. v. 9½ Cases of Soy Kernels. Default decree of condemnation and destruction. (F. & D. No. 45122. Sample No. 40919-D.)

This product had been shipped in interstate commerce and remained unsold and in the original packages. At the time of examination it was found to be rancid.

On April 1, 1939, the United States attorney for the District of Utah, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of 9½ cases of soy kernels at Salt Lake City, Utah; alleging that the article had been shipped in interstate commerce on or about April 30, 1938, from Los Angeles, Calif., by Klix, Inc.; and charging adulteration in violation of the Food and Drugs Act. The article was labeled in part: "Klix Nut Like Soy Kernels."

It was alleged to be adulterated in that it consisted wholly or in part of a decomposed vegetable substance, and was rancid.

On May 27, 1939, no claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

HARRY L. BROWN, *Acting Secretary of Agriculture.*

30701. Adulteration of frozen fish. U. S. v. 100 Boxes of Ocean Pike. Default decree of condemnation. Product ordered converted into fertilizer. (F. & D. No. 45224. Sample No. 54700-D.)

This product had been shipped in interstate commerce and remained unsold and in the original packages. At the time of examination it was found to be in part decomposed.

On April 27, 1939, the United States attorney for the Northern District of Illinois, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of 100 boxes of frozen ocean pike at Chicago, Ill.; alleging that the article had been shipped on or about April 4, 1939, from Boston, Mass., by North Atlantic Fish Co.; and charging adulteration in violation of the Food and Drugs Act. The article was labeled in part: "Icy Bay Ocean Pike."

It was alleged to be adulterated in that it consisted wholly or in part of a decomposed animal substance.

On June 20, 1939, no claimant having appeared, judgment of condemnation was entered and the product was ordered converted into fertilizer.

HARRY L. BROWN, *Acting Secretary of Agriculture.*

30702. Adulteration of frozen fish. U. S. v. 79 Boxes of Haddock Fillets. Default decree of condemnation and destruction. (F. & D. No. 44946. Sample No. 58950-D.)

This product had been shipped in interstate commerce and remained unsold and in the original packages. At the time of examination it was found to be in whole or in part decomposed.

On March 8, 1939, the United States attorney for the Southern District of Ohio, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of 79 boxes of frozen haddock fillets at Columbus, Ohio; alleging that the article had been shipped on or about February 18, 1939, from Boston, Mass., by Star Fish Co.; and charging adulteration in violation of the Food and Drugs Act.

The article was alleged to be adulterated in that it consisted wholly or in part of a decomposed animal substance.

On June 2, 1939, no claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

HARRY L. BROWN, *Acting Secretary of Agriculture.*

30703. Adulteration of frozen fish. U. S. v. 96 Boxes of Perch Fillets. Default decree of condemnation. Product ordered converted into fertilizer. (F. & D. Nos. 45013, 45014. Sample No. 54361-D.)

This product contained parasitic worms.

On March 17, 1939, the United States attorney for the Northern District of Illinois, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of 96 boxes of frozen perch fillets at Chicago, Ill.; alleging that the article had been shipped in interstate commerce on or about February 25, 1939, from Boston, Mass., by Ocean Fish Corporation; and charging adulteration in violation of the Food and Drugs Act.

The article was alleged to be adulterated in that it consisted wholly or in part of a filthy animal substance.

On May 12, 1939, no claimant having appeared, judgment of condemnation was entered and the product was ordered converted into fertilizer.

HARRY L. BROWN, *Acting Secretary of Agriculture.*

30704. Adulteration of perch fillets. U. S. v. 17 Boxes of Perch Fillets. Default decree of condemnation and destruction. (F. & D. No. 45386. Sample No. 51449-D.)

This product contained parasitic worms.

On May 20, 1939, the United States attorney for the Eastern District of Pennsylvania, acting upon a report by the Secretary of Agriculture, filed in the district court a libel praying seizure and condemnation of 17 boxes of perch fillets at Philadelphia, Pa.; alleging that the article had been shipped in interstate commerce on or about May 16, 1939, from Boston, Mass., by Cape Fish Co.; and charging adulteration in violation of the Food and Drugs Act.

The article was alleged to be adulterated in that it consisted in whole or in part of a filthy animal substance.

On June 10, 1939, no claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

HARRY L. BROWN, *Acting Secretary of Agriculture.*

30705. Adulteration and misbranding of butter. U. S. v. Star Valley Creamery Co. and Cannon S. Wray. Plea of guilty by corporation; plea of nolo contendere by individual. Fines: corporation, \$75; individual, \$25. (F. & D. No. 42630. Sample No. 19169-D.)

This product contained less than 80 percent of milk fat.

On December 12, 1938, the United States attorney for the District of Wyoming, acting upon a report by the Secretary of Agriculture, filed in the district court an information against the Star Valley Creamery Co., a corporation, Afton, Wyo., and Cannon S. Wray, manager of said corporation, alleging shipment by said defendants in violation of the Food and Drugs Act on or about July 16, 1938, from the State of Wyoming into the State of California, of a quantity of butter which was adulterated and misbranded. The article was labeled in part: "Star Valley Creamery Butter."